



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: E. Gunther Attorney Docket No.: GUNE117293
Application No.: 09/935,557 Group Art Unit: 1631
Filed: August 22, 2001 Examiner: A.H. Marschel
Title: METHODS FOR SCREENING AND IDENTIFYING PHARMACEUTICAL AGENTS

SUMMARY OF TELEPHONE INTERVIEW WITH EXAMINER OF JULY 1, 2004

Seattle, Washington 98101

July 8, 2004


TO THE COMMISSIONER FOR PATENTS:

Applicant and applicant's attorney acknowledge with appreciation the helpful comments and suggestions made by the Examiner during a telephone interview on July 1, 2004. The following is a summary of the interview.

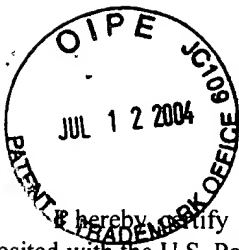
The pending method claims were discussed in view of U.S. Patent No. 6,368,794 (Daniels et al.). Applicant provided two figures to illustrate differences between his invention and Daniels et al. We agreed that Daniels et al. does not disclose the step (c) of the invention of Claim 1, namely "determining a third expression profile of the set of molecules in the second biological sample after treatment of the second biological sample with at least one analyte of previously uncharacterized specific pharmacological activity." We further agreed that the two figures would be included with the response to the Office Action mailed June 3, 2004.

Respectfully submitted,

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I hereby certify that this Summary of Telephone Interview with Examiner of July 1, 2004, is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date: 7/8/04

Carole Juleyan

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